

PATENT
Docket No.: 57909/428

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) :	Briles et al.)	Examiner:
)	N. Minnifield
Serial No. :	09/298,523)	
)	Art Unit:
Cnfrm. No. :	2114)	1645
)	
Filed :	April 23, 1999)	
)	FAX RECEIVED
For :	PNEUMOCOCCAL SURFACE PROTEIN C)	
	(PspC), EPITOPIC REGIONS AND STRAIN)	SEP 06 2005
	SELECTION THEREOF, AND USES)	
	THEREFOR)	OFFICE OF PETITIONS

PETITION TO WITHDRAW APPLICATION
FROM ISSUE UNDER 37 CFR § 1.313(c)

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 CFR § 1.313(c), applicants hereby petition to withdraw the above-identified application from issue.

On April 7, 2005, a Notice of Allowance and Issue Fee Due statement was mailed to applicants. The Issue Fee was paid on July 7, 2005. Applicants have since decided to file a Request for Continued Examination Under 37 C.F.R. § 1.114 (filed separately by first class mail) in order to have the U.S. Patent and Trademark Office consider the paper entitled "Information Disclosure Statement Under 37 C.F.R. §§ 1.97-1.98" ("Information Disclosure Statement") which is filed along with that Request for Continued Examination. To have this information considered, applicants hereby petition, in accordance with 37 C.F.R. § 1.313(c)(2), for the above-identified application to be withdrawn from issue so that it can be abandoned and so that the information disclosure statement can be considered in the Request for Continued Examination.

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Pursuant to 37 C.F.R. § 1.17(h), the Commissioner is hereby authorized to charge the petition fee of \$130.00 and any additional fees which may be required to Deposit Account No. 14-1138.

Respectfully submitted,

Date: September 6, 2005

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CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop _____, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-0025.

September 6, 2005
Date

Ruth R. Smith
Ruth R. Smith